

1 JON M. SANDS  
Federal Public Defender  
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Attorney for Defendant  
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7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE DISTRICT OF ARIZONA  
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10 United States of America,  
11 Plaintiff,  
12 vs.  
13 Aaron Thomas Mitchell,  
14 Defendant.

CR22-01545-TUC-RM (EJM)

**MOTION TO CONTINUE  
TRIAL AND PLEA DEADLINE  
(Second Request)**

15 It is expected that excludable delay under Title 18, United States Code,  
16 §3161(h)(7)(A) and (B) (iv) will occur as a result of this motion or an order based thereon.

17 Defendant, Aaron Thomas Mitchell, through counsel, requests a **90-day**  
18 continuance of the plea deadline set for December 9, 2022, and the trial date of December  
19 28, 2022. This request is made for the following reasons:

- 20 1. Undersigned counsel needs additional time to prepare this matter for trial. The  
21 time received from this continuance will also be used to attempt to reach a non-  
22 trial disposition agreement with the government.
- 23 2. The ends of justice served by this continuance outweigh the best interests of the  
24 public and the defendant in a speedy trial, and denial of this request to continue  
will result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A), (B)(i).
- 25 3. Assistant United States Attorney Carin C. Duryee does not object to this request.

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1 RESPECTFULLY SUBMITTED this 8<sup>th</sup> day of December 2022.

2 JON M. SANDS  
3 Federal Public Defender

4 /s/ Benjamin D. Singerman  
5 BENJAMIN D. SINGERMAN  
6 Assistant Federal Public Defender  
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